

*Original*

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

RECEIVED

MIDDLE

District of

ALABAMA MIDDLE DIVISION

U.S. BANCORP EQUIPMENT FINANCE, INC., a  
corporation,

V.

AFKO, INC., and FRANK E. JOHNSTON,

DEBRA P. HACKETT, CLK  
U.S. DISTRICT COURT  
SUMMONS IN A CIVIL ACTION

CASE NUMBER: 2:06cv197-ID

TO: (Name and address of Defendant)

AFKO, Inc.  
615 Hambrick Road  
Boaz, Alabama 35957

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

C. Ellis Brazeal III  
Walston, Wells & Birchall, LLP  
1819 5th Avenue North  
Suite 1100  
Birmingham, Alabama 35203

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

*Debra P. Hackett*

*3/3/06*

CLERK

DATE

*Will C. P.*

(By) DEPUTY CLERK

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**RETURN OF SERVICE**

Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE 7 March 2006
NAME OF SERVER (PRINT) Lloyd L. Anderson	TITLE Investigator

Check one box below to indicate appropriate method of service

- ☐ Served personally upon the defendant. Place where served: AFKO, Inc c/o Frank E. 615 Hammond Road Johnston, Alabama 35957
- ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left:
- ☐ Returned unexecuted:
- ☐ Other (specify):

**STATEMENT OF SERVICE FEES**

TRAVEL	SERVICES	TOTAL \$0.00
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**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on

7 March 2006

Date

Signature of Server

Lloyd L. Anderson

P.O. Box 11315

Birmingham, AL. 35202

Address of Server

205 250-5252

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.